

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

AMPLIFY EDUCATION, INC.,

Plaintiff/Counterclaim Defendant,

v.

GREENWOOD PUBLISHING GROUP, INC.  
d/b/a HEINEMANN,

Defendant/Counterclaim Plaintiff.

Civil Action No. 1:13-cv-02687-LTS-RLE

**DECLARATION OF CHERYLYN ESOY MIZZO IN SUPPORT OF AMPLIFY'S  
OPENING CLAIM CONSTRUCTION BRIEF**

I, Cherylyn Mizzo, declare as follows:

1. I am an attorney licensed to practice law in the State of New York, New Jersey, and the District of Columbia. I am a principal at the law firm of Fish & Richardson P.C., counsel for Amplify Education Inc. ("Amplify") in this case. I make these statements based on my own personal knowledge.

2. This declaration is made in support of Amplify's Opening Claim Construction Brief.

3. Attached as Exhibit A is a true and correct copy of U.S. Patent No. 7,114,126 (filed Jul. 18, 2002).

4. Attached as Exhibit B is a true and correct copy of U.S. Patent No. 7,568,160 (filed Feb. 8, 2006).

5. Attached as Exhibit C is a true and correct copy of Provisional Application No. 60/305887 (filed July 18, 2001).

6. Attached as Exhibit D is a true and correct copy of excerpts from the prosecution history of U.S. Patent No. 7,114,126.

7. Attached as Exhibit E is a true and correct copy of excerpts from the prosecution history of U.S. Patent No. 7,114,126.

Respectfully Submitted,

Dated June, 19, 2014

/s/ Cherylyn Esoy Mizzo  
Cherylyn Esoy Mizzo

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served June 19, 2014, via the Court's ECF system upon all counsel designated to receive such notices.

/s/ Lina Tessitore  
Lina Tessitore